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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION  
13

14 UNITED STATES OF AMERICA, )  
15 Plaintiff, )  
16 v. )  
17 TOMAS CHAVEZ DIAZ, )  
18 Defendant. )  
19 \_\_\_\_\_ )

No. 10-CR-00751-LHK

STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING HEARING DATE

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21 The defendant TOMAS CHAVEZ DIAZ, represented by Arturo Hernandez-M, Esq., and  
22 the government, represented by Thomas A. Colthurst, Assistant United States Attorney,  
23 respectfully request that the sentencing hearing currently scheduled for January 16, 2013, be  
24 continued to February 20, 2013.

25 No other defendants are affected by this request.

26 Counsel for the defendant has advised that he is awaiting medical records that may be  
27 relevant to his presentation at sentencing. The parties are jointly requesting this continuance.

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1 SO STIPULATED:

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3 Dated: January 3, 2013

/S/  
\_\_\_\_\_  
Thomas A. Colthurst  
Assistant United States Attorney

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6 Dated: January 3, 2013

/S/  
\_\_\_\_\_  
Arturo Hernandez-M, Esq.  
Attorney for Defendant

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9 Accordingly, for good cause shown, the Court HEREBY ORDERS that the sentencing  
10 hearing for *United States v. Tomas Chavez Diaz*, scheduled for January 16, 2013, is continued to  
11 February 20, 2013, at 10:00 a.m.

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13  
14 DATED: 1/3/13

  
\_\_\_\_\_  
THE HONORABLE LUCY H. KOH  
United States District Judge